IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE THE CHIEF JUSTICE MR.V.K.BALI

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

**Crl.Rev.Pet.No.781 of 1999(A)**

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Crl.A.217/1997 OF THE COURT OF THE V ADDITIONAL SESSIONS JUDGE, ERNAKULAM.

S.C.56/1996 OF THE COURT OF THE ASSISTANT SESSIONS JUDGE, MUVATTUPUZHA.

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REVISION PETITIONER/APPELLANT/ACCUSED:-

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PAPPY @ PAULOSE, AGED 52 YEARS,
S/O.THOMAS, KARAMALAYIL HOUSE, MULAKKULAM,
VADAKKEKARA, PIRAVOM.

BY ADV. SRI.PEEYUS A.KOTTAM

RESPONDENT/RESPONDENT/COMPLAINANT:-

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STATE OF KERALA,
REPRESENTED BY THE CIRCLE INSPECTOR OF POLICE,
PIRAVOM, REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.P.RAVINDRA BABU.

(ADV.SRI.S.DILEEP (KALLAR) FOR DEFACTO COMPLAINANTS)

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 20/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**V.K.BALI, C.J.**

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**Crl. R.P. No. 781 of 1999 &**
**Crl.M.Appln.No.13242 of 2006**

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**Dated this the 20th day of December, 2006.**

**ORDER**

**V.K.Bali,C.J.(Oral)**

**Petitioner has been held guilty for offence under Section 354 of the Indian Penal Code and sentenced to undergo rigorous imprisonment for one year and to pay a fine of Rs.1000/- and in default of payment of fine to undergo simple imprisonment for three months more vide order dated 25th August, 1997 passed by the Assistant Sessions Judge, Muvattupuzha. The appeal preferred against the order aforesaid was dismissed by the learned Vth Additional Sessions Judge, Ernakulam vide order dated 13th July, 1999. It is against these two orders that the present revision has been filed.**

**2. During the pendency of this revision an application under Section 320(2) of the Code of Criminal Procedure was jointly filed by the parties and their counsel for compounding the offence. The offence under Section 354 of the Indian Penal Code is compoundable under the provisions of the Code of**

**Criminal Procedure.**

**3. In view of the reasons mentioned in the application the parties are permitted to compound the offence. Consequently, the impugned orders are set aside and the criminal revision petition is allowed. The application shall stand recorded.**

**V.K. BALI,**
**Chief Justice.**

**vns.**